



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Our file: 10036/2  
Applicant: David Rabe  
Serial No.: 10/687,455  
Filing Date: 10/16/03  
Title: Ankle Brace

Sir:

Enclosed for filing in the United States Patent and Trademark Office is the following:

1. Transmittal of Information Disclosure Statement
2. Form PTO-1449
3. Copies of References from Form PTO-1449
4. Transmittal Sheet
5. Postcard Receipt

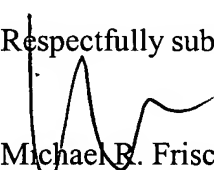
CONDITIONAL PETITION

If any extension of time is required for the submission of the above-identified items, Applicant requests that this be considered a petition therefor. Please charge any additional charges or any other charges relating to this matter to the deposit account of the writer, **Account No. 06-2143**. A duplicate copy of this letter is enclosed.

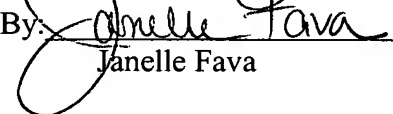
1/30/04  
Date

enc.

Respectfully submitted,

  
Michael R. Friscia  
Registration No. 33,884  
Wolff & Samson PC  
One Boland Drive  
West Orange, NJ 07052  
Tel: (973) 530-2024  
Fax: (973) 530-2224

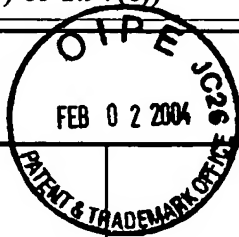
I hereby certify that this correspondence is being deposited with the United States Postal Service, First Class Mail, postage prepaid, to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 1/30/04.

By:   
Janelle Fava

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
10336/2

In Re Application Of: **David Rabe**



Serial No.  
10/687,455

Filing Date  
10/16/03

Examiner

Group Art Unit  
3743

Title:

**Ankle Brace**

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

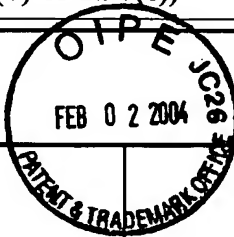
**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
10336/2

In Re Application: David Rabe



Serial No.

10/687,455

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Examiner

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3743

Ankle Brace

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below.
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\_\_\_\_\_  
Janelle Fava

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Signature of Person Mailing Correspondence

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\_\_\_\_\_  
Signature

Dated: 1/30/04

Michael R. Friscia, Esq.  
Registration No. 33,884  
Wolff & Samson PC  
One Boland Drive  
West Orange, NJ 07052  
Tel. 973-530-2024  
Fax. 973-530-2224

CC:

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)

10336/2

Application Number

10/687,455

Applicant(s)

David Rabe

Filing Date

10/16/03

Group Art Unit

3743

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
1	6,443,919	09/03/02	Castro	602	27	07/27/00
2	D436,177	01/09/01	Miller	D24	192	06/21/00
3	6,155,997	12/05/00	Castro	602	27	12/16/97
4	6,019,741	02/01/00	Prieskorn	602	5	01/09/98
5	5,957,871	09/28/99	Darcey	602	12	12/10/98
6	5,637,077	06/10/97	Parker	602	8	10/30/95
7	5,507,720	04/16/96	Lampropoulos	602	27	06/21/94
8	5,219,324	06/15/93	Hall	602	28	03/12/92

## FOREIGN PATENT DOCUMENTS

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

9	Bowman, "Rigid Ankle and Foot Orthosis," U.S. Patent Application Publication No. US 2002/0029009, published March 7, 2002.
10	"Depend on Success," pamphlet distributed by Custom Footwear, Inc., Mesa, AZ and Tower Orthopedic Designs, Inc., Pittsburgh, PA, describing the Arizona AFO.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



*(Use several sheets if necessary)*

**FEB 02 2004**

**Application Number**  
**10/687,455**

<b>Filing Date</b>	10/16/03
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Group Art Unit	3743
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## U.S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

[illegible]

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

	11	"Don't Just Live With the Pain," pamphlet describing the Arizona AFO.

DATE CONSIDERED

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.